

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Roads & Buildings Department – Suits – Sri C.Ram Kishan Rao, the then Executive Engineer (R&B) (now Chief Engineer, R&B on OD as Director, HABTECH, APSHCL) – Orders dt.25.08.2006 of APAT in OA.No.6342/04 and orders dt.13.12.2012 of APHC in W.P.No.24068/2008 - Implemented – Orders – Issued.

TRANSPORT, ROADS & BUILDINGS (VIG.I) DEPARTMENT

G.O.Rt.No.350

Dated:25.03.2013.
Read the following:-

- 1) G.O.Rt.No.868, T,R&B (Vig.I) Department, dt.04.10.2004.
- 2) Orders dated 25.08.2006 of APAT in OA No.6342/2004 filed by Sri C.Ram Kishan Rao, the then EE (R&B) (now C.E. R&B on OD as Director, HABTECH, APSHCL)
- 3) Orders dated 13.12.2012 of Hon'ble High Court in W.P. No.24068/2008, filed by the Government.
- 4) From the ENC (R&B) Admn.,Lr.No.541/VC(3)/95 dt.9.1.2013

ORDER:

Orders were issued, vide reference first read above, imposing a punishment of stoppage of one increment with cumulative effect, besides recovery of Rs.1,37,207.15 paise, against Sri, C.Ram Kishan Rao, the then Executive Engineer (R&B) Assembly Building Division, Hyderabad, for payment of excess rate for water pipes etc.

2) Aggrieved by the above said orders, the Charged Officer, filed O.A. No.6342/2004, in the Hon'ble Andhra Pradesh Administrative Tribunal, which, in its orders dt.25.08.2006, vide reference second read above, set side, the impugned orders issued in G.O.Rt.Nos.868, TR&B (Vig.I) Department dated:4-10-04, (reference first read above).

3) Against the above said orders of Andhra Pradesh Administrative Tribunal, Government filed Writ Petition No.24068/2008 in the Hon'ble High Court of A.P., which, in its orders dt.13.12.2012, vide reference third read above, ordered "that the issue involved in this W.P. is squarely covered by the decision of a Division Bench of this Court in W.P.No.2671 of 2008, rendered on 18.2.2010.

In the circumstances, following the aforesaid decision and for the reasons mentioned therein, this Writ Petition is dismissed".

4) Based on the above said Andhra Pradesh High Court orders dt. 13.12.2012 in W.P.No.24068/2008, the Charged Officer, has represented for release of increments, treatment of suspension as duty period etc; and, on this the Engineer-In-Chief (R&B) Administration, has requested , vide reference fourth read above, to regularise the suspension period of the Charged Officer, from 5.7.1997 to 19.2.2001.

PTO

5) Government, after careful consideration; decide to implement the Andhra Pradesh High Court Orders dt.13.12.2012 in WP.No.24068/2008 read with the Orders dt.25.08.2006 of Andhra Pradesh Administrative Tribunal in O.A. No.6342/2004; and, hereby cancel the orders issued in G.O.Rt.No.868, T,R&B (Vig.I) Department, dt.4-10-2004 (i.e., cancelling the orders of punishment of withholding of one increment with cumulative effect, besides recovery of Rs.1,37,207.15 paise) against Sri C.Ram Kishan Rao, the then Executive Engineer (R&B) (now, Chief Engineer R&B on OD as Director, HABTECH, APSHCL, Housing Department) and regularise his suspension period from 5.7.1997 to 19.2.2001, as duty.

6) The Engineer-in-Chief (R&B) Administration, shall take necessary action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

S.P.SINGH
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri C.Ram Kishan Rao, the then Executive Engineer R&B (now Chief Engineer R&B on OD as Director, HABTECH, APSHCL) ,
(Through Engineer-in-Chief (R&B), Admn, Hyderabad.)

The Engineer-in-Chief (R&B) Admn., Hyderabad.

Copy to:

The A.G.,A.P,Hyderabad.

The Dy.A.G.(Pensions),A.P.Hyderabad.

The P.S. to Prl. Secretary (R&B), TR&B Department.

Sf/Sc

//FORWARDED::BY ORDER//

SECTION OFFICER